

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

JOSEPH VINCENT KAUTH,

Plaintiff,

v.

TULARE COUNTY SHERIFF
DEPARTMENT, et al.,

Defendants.

No. 1:23-cv-01733 GSA (PC)

ORDER DENYING PLAINTIFF'S REQUEST
FOR THE FUNDING OF PHONE CARDS

(ECF No. 6)

ORDER DENYING PLAINTIFF'S REQUEST
FOR COURT RESPONSE AS MOOT

(ECF No. 8)

Plaintiff, a county jail inmate proceeding pro se and in forma pauperis, has filed this civil rights action seeking relief under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

Before this Court are Plaintiff's motion for funding and a request for a court response. ECF Nos. 6, 8. For the reasons stated below, the motions will be denied.

I. REQUEST FOR FUNDING OF PHONE CARDS

Plaintiff has filed a motion which requests that be granted \$40.00 a week for the purchase of phone cards. ECF No. 6. In support of the request, Plaintiff states that he is indigent and needs to hire investigators, make contact with defense witnesses, etc. Id. at 1.

Plaintiff is informed that a grant of in forma pauperis status to a litigant does not entitle a Plaintiff to such funds. See generally 8 U.S.C. § 1915(f)(1); Porter v. Dep't of Treasury, 564 F.3d

176 n.3 (3rd Cir. 2009) (citing 28 U.S.C. § 1915(f)(1)). For this reason, Plaintiff's request will be denied.

II. DEMAND FOR COURT RESPONSE

Plaintiff has also filed a document which is titled "Demand for Court Response". ECF No. 8. Plaintiff motion requests that the Court review his case so that it may proceed to the next step. Plaintiff is informed that the Court has now completed the screening of your complaint and in it has given you instructions on how to next proceed. For this reason, Plaintiff's demand for Court response is deemed resolved.

Accordingly, IT IS HEREBY ORDERED that:

1. Plaintiff's request for funding of phone cards (ECF No. 6) is DENIED, and
2. Plaintiff's request for court response (ECF No. 8) is deemed RESOLVED.

IT IS SO ORDERED.

Dated: August 5, 2024

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE